

NAYS—5.

Davis,
Duncan,Harris,
Rainey,

Weathered.

On motion of Senator Wynne, Senate adjourned till 9:30 a. m. Monday.

TWENTY-SECOND DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, May 1, 1882. }

Senate met pursuant to adjournment.

The President in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

On motion of Senator Houston, the reading of the journal of Saturday was dispensed with.

Senator Patton, chairman of Committee on State Affairs, submitted the following report:

COMMITTEE ROOM,
AUSTIN, May 1, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on State affairs, to whom was referred Senate joint resolution No. 2, granting leave of absence to Hon. J. D. McAdoo, County Judge of Washington county, having considered the same, instruct me to report recommending its passage with the accompanying amendments.

PATTON, Chairman.

Resolution read first time, with committee amendments.

Senator Gooch introduced a bill entitled "An act to provide for the leasing of the school lands." Referred to committee on Education.

Senator Duncan introduced a bill entitled "An act to provide for the sale of all land heretofore surveyed, and that may be hereafter surveyed and set apart for the benefit of the common school fund." Referred to committee on Public Lands.

The President laid before the Senate Senate bill No. 35, relating to the further regulating the duties and rights of railroad companies owning or operating railroads in this State, connecting with, or intersecting each other, and to prevent discrimination by them. Special order for the morning.

On motion of Senator Patton, the consideration of pending bill was postponed ten minutes to take up Senate bill No. 36, relative to appropriating 1280 acres of land to Texas veterans, etc. Bill taken up and read second time with committee amendments.

First committee amendment adopted.

Senator Harris offered the following amendment to second committee amendment: In section 2, after the words "\$1000," strike out the words "over and above his homestead." Adopted, and second committee amendment, as amended, adopted.

Senator Stubbs offered the following amendment:

Sec. 16. The near approach of the close of the session, and the large amount of business to be disposed of, creates an imperative public necessity, requiring the suspension of the constitutional rule requiring bills to be read on three several days, and it is so suspended; and also the old age of those intended to be benefitted by this act, is such as to create an emergency, that this act take effect and be in force from and after its passage, and it is so enacted.

Adopted, and bill ordered engrossed.

On motion of Senator Patton, rules were suspended, and bill placed upon its third reading, by the following vote:

YEAS—24.

Brown,
Buchanan,
Burgess,
Burton,
Davenport,
Duncan,
Gooch,
Harris,

Henderson,
Hightower,
Homan,
Houston,
Lair,
Martin,
McLane,
McDonald,

Patton,
Rainey,
Ross,
Shannon,
Stewart,
Stubbs,
Terrell,
Wynne,

NAYS—2.

Davis,

Swain.

Bill read third time and passed, by the following vote:

YEAS—23.

Brown,
Buchanan,
Burgess,
Burton,
Cooper,
Davenport,
Duncan,
Gooch,

Henderson,
Hightower,
Homan,
Houston,
Lair,
Martin,
McLane,
McDonald,

Patton,
Ross,
Shannon,
Stewart,
Stubbs,
Swain,
Wynne.

NAYS—6.

Davis,
Harris,Rainey,
Terrell,Tilson,
Weathered.

The following reasons for voting in the negative on the passage of the above bill, were asked to be spread upon the journal:

We vote no, because this bill undertakes to provide for indigent veterans only. This bounty for their support is only what the law already contemplates shall be done, when it requires counties to support all its indigent, whether veterans or criminals. If it be a debt due them for past services, it is due to all alike, and its payment should not be confined to the paupers among the veterans. We regret the provision in the Constitution which confines our aid to veterans to the paupers among them as wrong, and hope to see it expunged. We prefer to trust to counties and voluntary aid to the brave men who need it, rather than make them prove themselves paupers in order to get the miserable aid of one hundred and sixty dollars a year.

A. W. TERRELL,
W. O. DAVIS.

"Senate Bill No. 35, "An act to further regulate the duties and rights of railroad companies owning or operating railroads in this State, connecting with or intersecting each other, and to prevent discrimination by them," being the business temporarily postponed, was taken up and read second time, with majority and minority reports.

Senator Wynne moved the adoption of the minority report.

A message was received from the House announcing the passage by that body of substitute House bill No. 20, "An act to amend article 3602, chapter 10, title 71, of the Revised Civil Statutes of the State of Texas, relating to the hiring of county convicts," with engrossed rider. Referred to Judiciary Committee No. 2.

Also, substitute Senate bill No. 43, "An act to provide for temporary capitol buildings for the use of the several departments and branches of the State government, and to make an appropriation therefor," with amendment.

Also, Senate bill No. 42, substitute for House bill No. 46, and for Senate bills Nos. 2 and 27, "An act to provide for running and marking the boundary line between the State of Texas and the territory of the United States from the northeast corner of said State to the degree of longitude one hundred west from London and twenty-three degrees west from Washington, as said line is described in the treaty between the United States and Spain of February 22, 1819, and for the payment of the expenses of such survey."

Also, that the House recedes from House amendments Nos. 1, 2 and 17 to Senate bill No. 40 and substitute Senate bill No. 34, being the senatorial and representative apportionment bill, in which the Senate refused to concur.

Senator Patton, chairman of Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, May 1, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on Engrossed Bills have carefully examined Senate bill No. 21, entitled "An act to protect the makers and manufacturers of railroad cross-ties, and to provide a lien for the payment of the same," and I am instructed to report that the same is correctly engrossed.

PATTON, Chairman,

Senator Duncan, by leave, introduced a bill entitled, "An act to repeal sections 2, 3, 4, 5, 6, 7, 8, 9 and 10 of an act entitled 'an act to provide for the sale of a portion of the unappropriated public lands of the State of Texas, and the proceeds of such sales,' approved July 14, 1879, and section 6 of an act amendatory thereof, passed March 11, 1881." Referred to Committee on Public Lands.

Senator Shannon introduced a bill entitled "An act to suspend the collection of taxes due in organized counties from the years 1871 to 1876 inclusive." Referred to Committee on State Affairs.

The following message, with accompanying documents, was received from the Governor:

EXECUTIVE OFFICE, }
AUSTIN, May 1, 1882.

To the Honorable Senate and House of Representatives in the Legislature assembled:

I herewith submit for your action the appointments to various offices made by me since the adjournment of the last regular session of the Legislature, and respectfully request their confirmation by your honorable body.

Respectfully submitted,

O. M. ROBERTS, Governor.

Robert S. Gould, Chief Justice of the Supreme Court, vice G. F. Moore, resigned; appointed November 1, 1881.

John W. Stayton, Associate Justice of the Supreme Court, vice R. S. Gould, resigned; appointed November 2, 1881.

Richard S. Walker, Commissioner of Appeals; appointed October 10, 1881.

A. T. Watts, Commissioner of Appeals; appointed October 10, 1881.

W. S. Delaney, Commissioner of Appeals, vice George Quinlan, resigned; appointed January 13, 1882.

A. O. Cooley, District Judge of the Thirty-third Judicial District; appointed April 2, 1881.

D. P. Marr, District Judge of the Thirty-sixth Judicial District; appointed July 2, 1881.

John D. Morrison, District Attorney of the Thirty-sixth District; appointed July 2, 1881.

J. H. Calhoun, District Attorney of the Twelfth District, vice A. R. Coleman, resigned; appointed September 3, 1881.

B. Chietzburg, District Attorney of the Seventeenth District, vice W. Acker, resigned; appointed March 4, 1882.

Temple Houston, District Attorney of the Thirty-Fifth District, vice J. N. Browning, resigned; appointed March 22, 1882.

W. H. King, Adjutant-General, vice J. B. Jones, deceased; appointed July 25, 1881.

R. R. Robertson, Fish Commissioner, vice J. H. Dinkins, deceased; appointed December 27, 1881.

Thos. M. Harwood, Regent of the State University, vice J. W. Throckmorton, resigned; appointed October 29, 1881.

T. D. Wooten, Regent of the State University, vice J. H. Bell, resigned; appointed November 14, 1881.

M. L. Crawford, Regent of the State University, vice R. B. Hubbard, resigned; appointed March 22, 1882.

James H. Jones, Regent of the State University, vice T. J. Devine, resigned; appointed April 13, 1882.

L. J. Graham, Superintendent of the Lunatic Asylum; appointed May 14, 1881.

Senator Houston moved that the Senate go into executive session to-morrow morning after the morning call, to consider the appointments of the Governor. Adopted.

Pending the motion of Senator Wynne that the Senate adopt the minority report on Senate bill No. 35, with relation to the regulation of railroads and to prevent discrimination, on motion of Senator Cooper, the Senate adjourned till to-morrow morning at 9:30 o'clock, Senator Davis in possession of the floor.

TWENTY-THIRD DAY.

SENATE CHAMBER, }
AUSTIN, TEXAS, May 2, 1882. }

Senate met pursuant to adjournment.

The President in the chair.

Roll called; quorum present.

Prayer by the Chaplain of the House, Rev. Mr. Brown.

On motion of Senator McLane, the reading of the journal of yesterday was dispensed with.

Senator Patton, chairman of Committee on State Affairs, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, May 2, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on State Affairs, have examined Senate bill No. 47, entitled "An act to suspend the collection of taxes due in organized counties from the year 1871 to 1876, inclusive," and direct me to report the bill back to the Senate with the recommendation that it do pass.

PATTON, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, May 2, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on Engrossed Bills have carefully examined Senate bill No. 37, "An act to amend section 1 of 'an act granting a land certificate of 1280 acres to each of the surviving soldiers of the Texas Revolution, and the surviving signers of the Declaration of Independence, and to the surviving widows of such soldiers and signers, and to the widows of those who fell at the Dawson massacre,' etc., ' and find the same correctly engrossed.

PATTON, Chairman.

Senator Davenport, chairman of Committee on Public Lands, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, May 1, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on Public Lands, to whom was referred Senate bill No. 29, entitled "An act to repeal an act entitled 'an act to provide for the sale of a portion of the unappropriated public lands of the State of Texas, and the investment of the proceeds of such sale,' approved July 14, 1879, and an act to amend sections 1 and 6 of the above recited act, approved March 11, 1881," have had the same under consideration, and I am instructed to report it back with recommendation that it do not pass.

DAVENPORT, Chairman.

Bill read first time with unfavorable report.

COMMITTEE ROOM,
AUSTIN, May 1, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on Public Lands, to whom was referred House bill No. 25, entitled, "An act to repeal an act entitled 'an act granting to persons who have been permanently disabled by reason of wounds received while in the service of this State, or of the Confederate States, in the late war between the States of the United States, a land certificate for 1280 acres of land,' approved April 9, 1881," have had the same under consideration, and have instructed me to report it back with the recommendation that it do not pass.

DAVENPORT, Chairman.

Bill read first time with unfavorable report.

COMMITTEE ROOM,
AUSTIN, May 2, 1882.

Hon. L. J. Storey, President of the Senate:

Your Committee on Public Lands to whom was referred Senate bill No. 48, the same being an act to withdraw from sale all the public lands heretofore set apart for sale for the payment of the public debt, and for the public free schools, have considered the same, and I am instructed to report the same, with the accompanying committee amendment, and to recommend that as amended the bill do pass.

DAVENPORT, Chairman.

Committee amendment: Strike out section 2 from the bill.

Bill read first time.

Senator Stewart, chairman of Judiciary Committee No. 2, submitted the following report:

COMMITTEE ROOM,
AUSTIN, May 2, 1882.

Hon. L. J. Storey, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred House bill No. 29, entitled "An act to amend article 3602, chapter 10, title 11, of the Revised Code Civil Statutes of the State of Texas, relating to the hiring of county convicts," beg leave to report that they have considered the same, and I am instructed by a majority of the committee to report the bill back to the Senate with the recommendation that it do pass.

STEWART, Chairman.

Bill read first time.